

**MOLONEY, Carolyn**

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**Subject:** FW: E2014/183 - Post Election Report and Declaration of Results for Contested Offices [DLM=For-Official-Use-Only]  
**Attachments:** Post Election Report - AIMPE - B2014-183.pdf; Declaration of Results-Contested Offices.pdf

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**From:** Marie Malfitana [REDACTED]  
**Sent:** Monday, 8 December 2014 1:38 PM  
**To:** Orgs; VALE, David; [REDACTED]  
**Cc:** Industrial Elections  
**Subject:** Post Election Report and Declaration of Results for Contested Offices [DLM=For-Official-Use-Only]

**For-Official-Use-Only**

Good afternoon everyone

I refer to the above election, attached please find the Post Election Report and Declaration of Results for Contested Offices.

Should you have any questions or queries, please do not hesitate to contact me.

Thank you and kind regards

**Marie Malfitana | Administration Support**  
Industrial & Commercial Elections | NSW State Office  
Australian Electoral Commission  
[REDACTED]



**AEC**

Australian Electoral Commission

Make sure you're **enrolled to vote**.  
Visit [www.aec.gov.au](http://www.aec.gov.au)

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Mr Robert Ashton  
Branch Secretary  
The Australian Institute of Marine and Power Engineers  
148 Hannell Street  
WICKHAM NSW 2293

By email: [REDACTED]

**Post Election Report For: The Australian Institute of Marine and Power Engineers  
Newcastle Branch  
Ordinary Member of Federal Council Election – B2014/183**

I refer to the above election for your organisation.

Section 197(1) of Schedule 1 of the Fair Work (Registered Organisations) Act 2009 requires the AEC to provide a written report on the conduct of the election to Fair Work Australia and to the organisation or branch for whom the election was conducted. A copy of the report in relation to this election is attached.

Section 198 of Schedule 1 requires that if an organisation or branch is given a post election report under section 197 that identifies a rule that was difficult to interpret or apply, the organisation or branch must, within 30 days, give a written response to the AEC on that aspect of the report. The response must specify whether the organisation or branch intends to take any action in relation to the rule, and if so, what action it intends to take.

If the attached Report identifies a rule that was difficult to interpret or apply, you should forward your response to the AEC by email to 'industrial.elections@aec.gov.au' within thirty days of the date of the report.

Section 198 and the regulations also require an organisation to make the post election report and the organisation's response to the report (if applicable) available to members. Further, Regulation 141(4) of the Fair Work (Registered Organisations) Act 2009 (RAO) Regulations requires an organisation or branch to publish a notice on its web site advising members that a copy of the post election report is available upon request. If a website is not available, publishing a notice in a journal or newsletter would be considered appropriate.

Please contact me if you wish to clarify any aspect of this report.

Marie Malfitana  
Returning Officer

8 December 2014

## POST ELECTION REPORT

The Australian Institute of Marine and Power Engineers – Newcastle Branch

### ELECTION/S COVERED IN THIS REPORT

Election Decision No: E2014/183

### **RULES**

**Rules used for elections Rule ID:** [009V: Incorporates alterations of 26/09/2013 in matter R2013/333]  
**Rules difficult to apply/interpret:** N/A  
**Model Rule reference (if any):**

### ROLL OF VOTERS

Total number of voters on the Roll: 202  
Number of apparent workplace addresses: 1  
Number of non-current addresses: Nil

### **ALLEGATIONS OF IRREGULARITIES RECEIVED**

Details of written allegations of irregularities, and action taken by AEC: NIL  
Other irregularities identified, and action taken: NIL

### ATTACHMENTS

**A:** Declaration of Results Contested Offices



Marie Malfitana  
Returning Officer

8 December 2014

# The Australian Institute of Marine and Power Engineers

## Ordinary Member of Federal Council

### Declaration of Results for Contested Offices

**E2014/183**

Below are the results of the election for the following offices, conducted in accordance with the provisions of the *Fair Work (Registered Organisations) Act 2009* and the rules of the organisation.

#### Australian Institute of Marine and Power Engineers - Newcastle Branch

Total number of names on the roll of voters	202
Ballot papers issued	202
Replacement ballot papers issued	0
<b>Total Ballot Papers Issued</b>	<b>202</b>
Ballot papers / envelopes returned for scrutiny	58
Less ballot papers / envelopes rejected at preliminary scrutiny	3
<b>Total Ballot Papers Admitted to Scrutiny</b>	<b>55</b>
Percentage of ballot papers returned to number issued	28.71%
Ballot papers returned as unclaimed mail	1
Ballot papers not returned	143

#### Ordinary Member of Federal Council

<u>Candidates</u>	<u>Votes</u>
CHRISTIANSEN, Henning	24
FLETCHER, Malcolm	31
Total votes	55
Formal ballot papers	55
Informal ballot papers	0

I declare Malcolm Fletcher elected.



Marie Malfitana  
Returning Officer  
Australian Electoral Commission

5 December 2014



FAIR WORK  
COMMISSION

21 July 2014

Mr Robert Ashton  
Branch Secretary  
Newcastle Branch  
The Australian Institute of Marine and Power Engineers  
PO BOX 81  
Wickham NSW 2293

Dear Mr Ashton

**Election - The Australian Institute of Marine and Power Engineers - Newcastle Branch  
(E2014/183)**

I refer to the prescribed information dated 18 July 2014 which was lodged with the Fair Work Commission on 18 July 2014 for an election for the Newcastle Branch of The Australian Institute of Marine and Power Engineers.

A copy of the decision in relation to the above matter is enclosed.

The Fair Work Commission is making arrangements, under subsections 189(3) of the *Fair Work (Registered Organisations) Act 2009*, with the Electoral Commissioner for the conduct of the subject election by a member of staff of the Australian Electoral Commission, who will contact you in the near future about the election.

Yours sincerely

David Vale  
Principal Adviser  
Regulatory Compliance Branch, NSW  
Fair Work Commission



## DECISION

*Fair Work (Registered Organisations) Act 2009*  
s.189—Arrangement for conduct of an election

**Australian Institute of Marine and Power Engineers**  
(E2014/183)

MR ENRIGHT

MELBOURNE, 21 JULY 2014

*Arrangement for conduct of election.*

[1] On 18 July 2014 the Newcastle Branch of the Australian Institute of Marine and Power Engineers lodged with the Fair Work Commission the prescribed information in relation to an election for the following office arising from insufficient nominations in E2014/117:

Ordinary Member of Federal Council (1)

[2] I am satisfied that an election for the abovenamed office is required to be held under the rules of the organisation and, under subsection 189(3) of the *Fair Work (Registered Organisations) Act 2009*, I am making arrangements for the conduct of the election by the Australian Electoral Commission.



[2014] FWCD 4878

DELEGATE OF THE GENERAL MANAGER

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## VALE, David

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**From:** VALE, David  
**Sent:** Monday, 21 July 2014 3:23 PM  
**To:** 'Industrial Elections'  
**Subject:** E2014/183  
**Attachments:** AIMPE Newcastle E2014\_183 SIGNED Decision\_21072014.doc

Dear AEC

Please find a copy of the signed Decision for the Newcastle Branch of the AIMPE in election number E2014/183.

Yours sincerely

**DAVID VALE**

Principal Adviser,  
Regulatory Compliance Branch, NSW

**Fair Work Commission**

Tel: 02 8374 6509  
Fax: 02 9380 6990  
[david.vale@fwc.gov.au](mailto:david.vale@fwc.gov.au)

**Please be aware that my email address has changed to [david.vale@fwc.gov.au](mailto:david.vale@fwc.gov.au) effective 1 January 2013. Please update your records accordingly.**

Level 10, Terrace Tower  
80 William Street  
East Sydney NSW 2011

[www.fwc.gov.au](http://www.fwc.gov.au)



21 July 2014



FAIR WORK  
COMMISSION

Electoral Commissioner Through

Australian Electoral Officer ([industrial.elections@aec.gov.au](mailto:industrial.elections@aec.gov.au))

Under subsection 189 of the Fair Work (Registered Organisations) Act 2009, please arrange for the conduct of the following election by the Australian Electoral Commission:

**E No 2014/183**

**RE: THE AUSTRALIAN INSTITUTE OF MARINE AND POWER ENGINEERS - NEWCASTLE BRANCH**

Offices: See Decision

Relevant Information: Scheduled election; direct voting system.

Contact: Mr Robert Ashton  
Branch Secretary - Newcastle Branch

Phone: (02) 4961 6064

A copy of the decision is enclosed.

I further request that you arrange for this office to be notified that arrangements for the conduct of this election have been made, by email transmission at [orgs@fwc.gov.au](mailto:orgs@fwc.gov.au)

David Vale  
Regulatory Compliance Branch  
Fair Work Commission

## **VALE, David**

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**From:** VALE, David  
**Sent:** Monday, 21 July 2014 11:19 AM  
**To:** 'Industrial Elections'  
**Subject:** E2014/183  
**Attachments:** AIMPE NEWC E2014\_183\_18072014.pdf; AIMPE\_R2013\_333\_26092013.doc

Dear AEC

Please find the prescribed information and a copy of the current rulebook of AIMPE for election number E2014/183.

Yours sincerely

**DAVID VALE**

Principal Adviser,  
Regulatory Compliance Branch, NSW

**Fair Work Commission**

Tel: 02 8374 6509  
Fax: 02 9380 6990  
[david.vale@fwc.gov.au](mailto:david.vale@fwc.gov.au)

Please be aware that my email address has changed to [david.vale@fwc.gov.au](mailto:david.vale@fwc.gov.au) effective 1 January 2013. Please update your records accordingly.

Level 10, Terrace Tower  
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East Sydney NSW 2011

[www.fwc.gov.au](http://www.fwc.gov.au)



**BRANCH POSITION DUE FOR ELECTION**

Ordinary member of Federal Council for the ensuing twenty-four months (24)

**Reasons for election:**

In election E2014/117 conducted by the Australian Electoral Commission, one of the positions for Ordinary Member of Federal Council was not filled. Therefore to fill this position I request that a new election be held to fill this position.

**Elected by:**

The electorate for the direct voting system is the whole of the branch.

**Nomination open:**

No earlier than one month before date set for election (Rule 33B(iii) )

**Nomination close:**

Closing of nominations as arranged between Branch Secretary and Returning Officer (Rule33B(iii) ).

**Cut off date for roll:**

Rule silent on subject matter.